



7438

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James Samsoundar et al.

Title: METHOD AND APPARATUS FOR MEASUREMENT OF BLOOD SUBSTITUTES

Docket No.: 1194.002US1

Serial No.: 09/367,859

Filed: September 2, 1999

Due Date: June 1, 2002 (Saturday)

Examiner: Arlen Soderquist

Group Art Unit: 1743

Commissioner for Patents
Washington, D.C. 20231

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We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ An Amendment and Response under 37 CFR 1.111, with Clean Version of Pending Claims (12 Pages).
- ☒ A check in the amount of \$126.00 to cover the fee for additional claims as calculated below.

If an additional fee is required due to changes to the claims, the fee has been calculated as follows:

CLAIMS AS AMENDED						
	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Present Extra	Rate	Fee
TOTAL CLAIMS	19	-	20		x 9 =	\$0.00
INDEPENDENT CLAIMS	6	-	3	3	x 42 =	\$126.00
[] MULTIPLE DEPENDENT CLAIMS PRESENTED						\$0.00
TOTAL						\$126.00

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

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By:
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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this 3rd day of June, 2002 (Monday).

Candis B. Buending

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SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
(GENERAL)

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S/N 09/367,859



Handwritten: #1013, PATENT

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AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111

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In response to the Office Action mailed on March 1, 2002, please amend the above-identified patent application as follows.

In the Claims

Please substitute the claim set in the appendix entitled, "Clean Version of Pending Claims," for the previously pending claim set. The substitute claim set is intended to reflect cancellation of claims 2-4, the amendment of previously pending claims 1 and 5, and the addition of new claims 19-22. The specific amendments to individual claims are detailed in the following marked up set of claims.

Please cancel claims 2, 3, and 4 without prejudice.

Please amend claims 1 and 5 as follows:

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1. (Twice amended) A method of [identifying the presence] determining the concentration of a selected interferent contained in a specimen in the presence of a blood substitute, one or more other interferents, and at least one analyte, by quantification of the selected interferent in said specimen, using a spectrophotometer, comprising the steps of:

- i) generating a calibration algorithm for said selected interferent;
- ii) measuring with said spectrophotometer, an absorbance of radiation by said selected interferent in said specimen; and
- iii) incorporating said absorbance measured in step ii) in said algorithm and calculating the concentration of said selected interferent in said

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